



Federal Communications Commission  
Washington, D.C. 20554

May 30, 2007

DA 07-2229

Released: May 30, 2007

**CERTIFIED MAIL – RETURN RECEIPT REQUESTED**

Tribune Television Holdings, Inc.  
WXMI(TV)  
3117 Plaza Drive, NE  
Grand Rapids, MI 49525

Re: Tribune Television Holdings, Inc.  
WXMI(TV), Grand Rapids, MI  
Facility ID No. 68433  
File No. BRCT-20050531BCP

Dear Licensee:

This letter refers to your license renewal application for station WXMI(TV), Grand Rapids, MI.

In the Children's Television Act of 1990, Pub. L. No. 101-437, 104 Stat. 996-1000, *codified at* 47 U.S.C. Sections 303a, 303b and 394, Congress directed the Commission to adopt rules, *inter alia*, limiting the number of minutes of commercial matter that television stations may air during children's programming, and to consider in its review of television license renewals the extent to which the licensee has complied with such commercial limits. Pursuant to this statutory mandate, the Commission adopted Section 73.670 of the Rules, 47 C.F.R. § 73.670, which limits the amount of commercial matter which may be aired during children's programming to 10.5 minutes per hour on weekends and 12 minutes per hour on weekdays. *Children's Television Programming*, 6 FCC Rcd 2111, 2118, *recon. granted in part*, 6 FCC Rcd 5093, 5098 (1991). The commercial limitations became effective on January 1, 1992. *Children's Television Programming*, 6 FCC Rcd 5529, 5530 (1991).

On May 31, 2005, you filed the above-referenced license renewal application for station WXMI(TV). In response to Section IV, Question 5 of that application, you certify that, during the previous license term, station WXMI(TV) failed to comply with the limitations on commercial matter in children's programming specified in Section 73.670 of the Commission's Rules. In Exhibit 19, you state that station WXMI(TV) exceeded the children's television commercial limits by 30 seconds on January 26, 2001. You attribute the overage to human error in airing a commercial make-good during a children's program, and maintain that station WXMI(TV) took corrective actions to prevent further overages.

It appears from the information before us that the overage in question was an isolated and inadvertent violation of the children's television commercial limits. Such *de minimis* violation of Section 73.670 of the Commission's Rules does not warrant further consideration in connection with WXMI(TV)'s renewal application.

Accordingly, IT IS ORDERED that, a copy of this Letter shall be sent by First Class and Certified Mail, Return Receipt Requested to the licensee at the address listed above, and to its counsel, R. Clark Wadlow, Esquire, Sidley Austin Brown & Wood, 1501 K Street, N.W., Washington, D.C. 20005.

Sincerely,

Barbara A. Kreisman  
Chief, Video Division  
Media Bureau